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13 Attorneys for Defendant
CITY OF OAKLAND

IN THE UNITED STATES DISTRICT COURT

IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA

18 SUSAN JEFFRIES and GEORGE
19 FITZGERALD,
20 Plaintiffs,
21 v.
22 CITY OF OAKLAND and DOES
through 20, Inclusive,
23 Defendants.

CASE NO. 3:18-cv-04498-KAW

Civil Rights

**STIPULATION TO DISMISS ALL
CLAIMS AGAINST DEFENDANT WITH
PREJUDICE**

|PROPOSED| ORDER

STIPULATION

26 The parties acting through counsel, and pursuant to Federal Rule of Civil
27 Procedure 41(a)(1)(A)(ii) hereby stipulate, in consideration of a negotiated
28 settlement executed by them, to the Dismissal With Prejudice of the Complaint

1 filed by Plaintiffs Susan Jeffries and the City of Oakland, Does 1-20, with each
2 party to bear its own attorney's fees and costs subject to the order continuing
3 jurisdiction to enforce the Court enforceable Settlement Agreement for the Term
4 Thereof (Docket 35).

5 Further, Cross-Complainant City of Oakland agrees to Dismissal Without
6 Prejudice of the Cross-Claim filed by Cross-Complainant City of Oakland against
7 Producers Associates, and ROES 1-10, with each party to bear its own attorney's
8 fees and costs.

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10 **IT IS SO STIPULATED**

11 September 3, 2019 DERBY, McGUINNESS & GOLDSMITH, LLP

12 _____/s/
13 By STEVEN L. DERBY, Esq.
14 Attorneys for Plaintiff
SUSAN JEFFRIES

15 September 3, 2019 OAKLAND CITY ATTORNEY'S OFFICE

16 _____/s/
17 By CHRISTINA LUM, Esq.
18 Attorneys for Defendant and Cross-Complainant
19 CITY OF OAKLAND

20 September 3, 2019 ALLEN GLAESSNER HAZELWOOD WERTH

21 _____/s/
22 By STEVEN D. WERTH, Esq.
23 Attorneys for Cross-Defendant
24 PRODUCERS ASSOCIATES

1 **[PROPOSED] ORDER**

2 Upon mutual agreement of the parties, all claims against Defendants City of Oakland,
3 Does 1-20, are dismissed with prejudice with each party to bear their own attorneys' fees, costs
4 and litigation expenses, and all claims against Cross-Defendants Producers Associates, and Roes
5 1-10, are dismissed without prejudice with each party to bear their own attorneys' fees, costs,
6 and litigation expenses.

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8 **IT IS SO ORDERED.**

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10 Dated: September 17, 2019

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Honorable Kandis A. Westmore
U.S. Magistrate Judge

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